HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION NO.6351 OF 2007

Between:

M/s.Sri Lakshmi Paradise Theatre,
Railway Kodur, Kadapa District
Rep by its Licencee Smt.A.Vanamma

…Petitioner

AND

Deputy Commercial Tax Officer,
Rajampet, Kadapa District and 2 others.

...Respondents

: O R D E R :

Counsel for the petitioner : Shri V.Bhaskar Reddy for
Shri K.V.Raghuveer

29th March, 2007

Per G.S.SINGHVI, CJ

In this petition, the petitioner has made the following substantive prayer.

> "The petitioner herein prays that this Honourable court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of certiorari call for the records relating to the petitioner theatre and set aside the Notification in Form No.7 which was published in Gazette No.11/2007 dated 9-2-2007 and as illegal, null, void and arbitrary and consequentially direct the respondents to assess the tax to enable the petitioner to clear the arrears and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

After arguing the case for some time, learned counsel for the petitioner made a request that his client may be permitted to withdraw the writ petition with liberty to avail other remedies.

The request of the learned counsel is accepted and the writ petition is dismissed as withdrawn with liberty in terms of the prayer made.

As a sequel to dismissal of the writ petition, WPMP No. 8103 of 2007 filed by the petitioner for interim relief is disposed of as infructuous.

G.S. SINGHVI, C.J.

C.V. NAGARJUNA REDDY, J.

29th March, 2007
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